

LENARD E. SCHWARTZER
 2850 S. Jones Blvd., Ste 1
 Las Vegas, NV 89146
 (702) 307-2022
 Trustee@s-mlaw.com
 TRUSTEE

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In re)	Case No. BK-S 20-10752-ABL
JIMENEZ ARMS, INC.,)	CHAPTER 7
)	TRUSTEE'S MOTION FOR TURNOVER OF
)	ACCOUNTING RECORDS
)	Date: July 23, 2020
Debtor)	Time: 11:00 a.m.

The Motion of LENARD E. SCHWARTZER, Chapter 7 Trustee, states:

1. That he is the duly qualified and acting trustee in the above-entitled estate of Jimenez Arms, Inc. ("Debtor").
2. The Debtor's voluntary bankruptcy case was filed on February 10, 2020. [Doc 1].
3. The Debtor's Statement of Financial Affairs [Doc 10] states:
 26. Books, records and financial statements:
 - 26.a. List all accountants and bookkeepers who maintained the debtor's books and records within 2 years before filing this case:
 - 26.a.1 Genske Mulder Co.
 3187 Red Hill Ave. #10
 Capistrano Beach, CA 92624
 Dates of service: 2006-2020
4. The Debtor's representative, Paul Jimenez. Sr., confirmed that Gary Genske of Genske Mulder & Company had been the Debtor's accountant and had received the Debtor's accounting information in order to maintain the Debtor's financial records and to prepare tax returns.

1 WHEREFORE, the Trustee requests that the Court enter an order compelling Gary B. Genske
2 and Genske Mulder & Company to turn over all the books, records or other data of Jimenez Arms,
3 Inc. within ten (10) days of entry of an order by this Court.

4 Dated: June 9, 2020

5 
6 LENARD E. SCHWARTZER, Trustee

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8 **DECLARATION OF TRUSTEE**

9 I declare, under penalty of perjury, that the facts alleged in the foregoing motion are true and
10 correct, to the best of my knowledge, information and belief.

11 DATED: June 9, 2020

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Exhibit “1”

LENARD E. SCHWARTZER

FEDERAL BANKRUPTCY TRUSTEE

2850 SOUTH JONES BOULEVARD, SUITE 1
LAS VEGAS, NEVADA 89146-5308
TELEPHONE: (702) 307-2022 FACSIMILE: (702) 974-0976

April 16, 2020

GENSKE MULDER CO
3187 RED HILL AVE. #110
Capistrano Beach, CA 92624

Re: JIMENEZ ARMS, INC.
Bankruptcy Case 20-10752-ABL

Dear Sirs,

I am the trustee appointed in the bankruptcy case of JIMENEZ ARMS, INC. See enclosed Notice of Chapter 7 Bankruptcy.

JIMENEZ ARMS, INC.'s schedules list you as the company's accountants or bookkeepers. Pursuant to Bankruptcy Code §542, I am entitled to all of a debtor's property including a debtor's records. Section 542(a) states in relevant part, "[A]n entity... in possession, custody, or control, during the case, of [property of the estate], shall deliver to the trustee, and account for, such property or the value of such property, unless such property is of inconsequential value or benefit to the estate." Section 542(e) provides:

(e) Subject to any applicable privilege, after notice and a hearing, the court may order an attorney, accountant, or other person that holds recorded information, including books, documents, records, and papers, relating to the debtor's property or financial affairs, to turn over or disclose such recorded information to the trustee.

As trustee, I am entitled to the records of JIMENEZ ARMS, INC. Can you provide me with the originals or copies of all the records of JIMENEZ ARMS, INC. in your possession? Your prompt attention to this request would be appreciated.

Sincerely,



Lenard Schwartz

LES:les
Enclosure

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Exhibit "2"

LENARD E. SCHWARTZER

FEDERAL BANKRUPTCY TRUSTEE

2850 SOUTH JONES BOULEVARD, SUITE 1
LAS VEGAS, NEVADA 89146-5308
TELEPHONE: (702) 307-2022 FACSIMILE: (702) 974-0976

May 21, 2020

GENSKE MULDER CO
3187 RED HILL AVE.
#110
Capistrano Beach, CA 92624

Re: Jimenez Arms, Inc ("Debtor")
Case No. 20-10752

Dear Mr. Genske-

This is a follow up to my letter of April 16, 2020.

I have not received the requested documents. Next week, I will be filing a motion with the Bankruptcy Court ordering you to provide the documents.

Sincerely,

A handwritten signature in black ink, appearing to be 'LES', with a long horizontal stroke extending to the right.

Lenard Schwartz

LES:les